

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

UNITED STATES OF AMERICA,

CR 05-159 (02) JRT/FLN

Plaintiff,

v.

ORDER

FREDERICK JAMES MOORE,

Defendant.

Erica H. Macdonald, Assistant United States Attorney, 600 United States Courthouse, 300 South 4th Street, Minneapolis, Minnesota 55415, for plaintiff.

Craig E. Cascarano, CASCARANO LAW OFFICE, 150 South Fifth Street, Suite 3260, Minneapolis, Minnesota 55402, for defendant.

Based upon the Findings of Fact, Conclusions of Law, and Recommendation by United States Magistrate Judge Franklin L. Noel dated August 31, 2005, all the files and records, and no objections having been filed to said Report and Recommendation,

IT IS HEREBY ORDERED that Defendant's motion to suppress evidence obtained through illegal search [Docket No. 60] is **DENIED**.

DATED: September 30, 2005
at Minneapolis, Minnesota

s/John R. Tunheim
JOHN R. TUNHEIM
United States District Judge